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12 Attorneys for Plaintiff

13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15 OAKLAND DIVISION

16 UNITED STATES OF AMERICA,) No. CR-10-0541-CW
17 Plaintiff,) STIPULATION AND ORDER TO
18 v.) CONTINUE STATUS CONFERENCE
19 MUSTAFA RAHIM,) AND EXCLUDE TIME UNDER THE
20 Defendants.) SPEEDY TRIAL ACT AS TO
21) DEFENDANT MUSTAFA RAHIM

22 IT IS HEREBY STIPULATED AND AGREED between the plaintiff through its
23 attorney, Joshua Hill, and the defendant through his undersigned attorney that the status hearing
24 presently set for March 23, 2011, be continued to April 6, 2011 at 2:00 p.m. before the Honorable
25 Claudia Wilken. The defense continues to review discovery and conduct necessary
26 investigation. The parties agree that the delay is not attributable to lack of diligent preparation
27 on the part of the attorney for the government or defense counsel. For these reasons, the parties
28 request that time under the Speedy Trial Act be excluded based on the need for reasonable time
necessary for

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STIPULATION AND ORDER
CR-10-0541-CW

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2 effective preparation, taking into account the exercise of due diligence. The parties agree that
3 the waiver covers all time between the date of this stipulation and April 6, 2011.

4 IT IS SO STIPULATED:

5 Dated: March 18, 2011

6 _____/S/
DAVID ANDERSEN
7 Attorney for Rahim

8 Dated: March 18, 2011

9 _____/S/
JOSHUA HILL
10 Assistant United States Attorney

11 **ORDER**

12 GOOD CAUSE HAVING BEEN SHOWN, it is hereby ordered that the hearing in this
13 matter now scheduled for March 23, 2011 is hereby rescheduled for April 6, 2011 at 2:00 p.m.
14 before the Honorable Claudia Wilken for further status. Based upon the representation of
15 counsel and for good cause shown, the Court also finds that failing to exclude the time between
16 March 18, 2011 and April 6, 2011 would unreasonably deny the government and the defense the
17 reasonable time necessary for effective preparation, taking into account the exercise of due
18 diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served
19 by excluding the time between March 18, 2011 and April 6, 2011 from computation under the
20 Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial.
21 Therefore, it is hereby ordered that the time between March 18, 2011 and April 6, 2011 shall be
22 excluded from computation under the Speedy Trial Act. 18 U.S.C. §§ 3161(h)(7)(A) and
23 (B)(iv).

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25 DATED: March 21, 2011

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28 HONORABLE DONNA M. RYU
United States Magistrate Judge